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**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

MARY L. SMITH, *et al.*, individually and on
behalf of all others similarly situated,

Plaintiffs

v.

GOOGLE, LLC,

Defendant.

Case No. 5:23-cv-03527-PCP
(Consolidated with 5:23-cv-04191-PCP)

**STIPULATION AND [PROPOSED]
ORDER TO MODIFY CASE
DEADLINES**

[L.R. 6-2]

1 Pursuant to Local Civil Rule 6-2, Plaintiffs and Defendant Google LLC (“Google”) stipulate
2 as follows:

3 WHEREAS, on July 10, 2024, the Court set deadlines for, *inter alia*, Plaintiffs’ motion for
4 class certification, the parties’ dispositive motions, associated expert reports and related briefing,
5 as well as trial. *See* ECF No. 94.

6 WHEREAS, on February 24, 2025, the Court approved the parties’ stipulation to extend the
7 case deadlines. *See* ECF No. 107.

8 WHEREAS, on November 17, 2025, the Court issued a discovery order resolving several
9 discovery disputes; setting a December 17, 2025 deadline for Google to complete production of
10 certain documents; and setting a schedule for resolving the parties’ disputes regarding Google’s
11 production of an anonymized sample of class event data. *See* ECF No. 126.

12 WHEREAS, on November 26, 2025, the Court approved the parties’ stipulation to extend
13 the discovery dispute schedule, with a submission of issues in dispute due to the Court on December
14 10, 2025, and a hearing set for December 16, 2025, at 10:00 a.m. via videoconference. *See* ECF
15 No. 128.

16 WHEREAS, on December 16, 2025, the Court vacated the discovery hearing after being
17 informed that the parties had resolved their issues regarding Google’s production of the class event
18 data sample. *See* ECF No. 131. As part of the resolution of these issues Google informed Plaintiffs
19 that it anticipated completing its production of the sample by the end of February 2026.

20 WHEREAS, both parties agree that further time is needed for discovery in this highly
21 complex and technical class action before briefing begins on class certification, in light of the issues
22 posed by, among others, Google’s anticipated production of the sample at the end of February 2026,
23 after which Plaintiffs will require sufficient time to process and analyze the data and follow up, as
24

1 needed, including through depositions. Moreover, much of the other discovery recently produced
2 by Google, or to be produced by Google in response to Plaintiffs' pending discovery requests,
3 implicates complex technical considerations which prolongs the time needed for Plaintiffs to
4 analyze such discovery and seek additional discovery if required.

5 WHEREAS, Plaintiffs also anticipate soon moving for leave to amend their operative
6 complaint to conform the complaint to the facts, include additional claims identified through
7 discovery, and potentially add additional plaintiffs.¹ Therefore there is good cause for the requested
8 modification of the case deadlines.
9

10 WHEREAS, in light of the time necessary to resolve such issues (and others) and complete
11 class certification discovery, the parties agree that both sides require more time to complete
12 document productions, depositions, and expert analysis necessary for class certification briefing.

13 WHEREAS, the parties have conferred and agreed to the below proposed modified briefing
14 schedule and extensions of subsequent case deadlines, subject to Court approval. The parties have
15 further clarified the case schedule by explicitly adding deadlines for briefing any motions to exclude
16 experts at the class certification stage.
17

18 WHEREAS, there has been one prior request to alter the class certification briefing schedule
19 or other case deadlines sought to be modified by this stipulation, approved by the Court on February
20 24, 2025. *See* ECF No. 107. The parties also previously stipulated to extend the briefing schedule
21 for Google's motion to compel arbitration, *see* ECF No. 54, as well as Google's time to respond to
22 Plaintiffs' Consolidated Class Action Complaint. *See* ECF No. 85.
23

24 Accordingly, IT IS HEREBY STIPULATED AND AGREED between the parties, subject
25

26 ¹ Because Plaintiffs have not provided Google with a proposed First Amended Complaint as of this
27 filing, Google does not view any potential amendment as a proper basis to justify the parties'
extension request.

to the Court's approval, that the new class certification briefing schedule is as follows:

Event	Current Date	Proposed Revised Date
ADR Deadline	December 5, 2025	March 6, 2026
Motion for Class Cert. & Class Expert Reports	January 21, 2026	May 14, 2026
Opp to Class Cert and Class Expert Reports (including any Motions to Exclude Plaintiffs' class experts)	February 23, 2026	July 2, 2026
Reply and Rebuttal Class Expert Reports (including any Motions to Exclude Google's class experts or Oppositions to Motions to Exclude Plaintiffs' class experts)	March 23, 2026	August 6, 2026
Any Oppositions to Motions to Exclude Google's class experts or Replies in Support of Motions to Exclude Plaintiffs' class experts	N/A	September 3, 2026
Any Replies in Support of Motions to Exclude Google's class experts	N/A	September 22, 2026
Class Cert Hearing	April 23, 2026	October 15, 2026
Fact Discovery Cutoff	July 22, 2026	January 5, 2026
Plaintiffs' Expert Reports	September 21, 2026	February 24, 2027
Google Expert Reports	October 19, 2026	April 15, 2027
Expert Discovery Cutoff	November 16, 2026	May 13, 2027
Filing of Dispositive/ <i>Daubert</i> Motion(s)	December 18, 2026	June 10, 2027
Opp. to Dispositive/ <i>Daubert</i> Motion(s)	January 22, 2027	July 8, 2027

1	Reply ISO Dispositive/ <i>Daubert</i> Motion(s)	February 19, 2027	July 22, 2027
2	Hearing on Dispositive/ <i>Daubert</i> Motion(s)	March 18, 2027	August 5, 2027
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4	Joint Pretrial Conference	August 24, 2027	October 5, 2027
5	Jury Trial (15 days)	September 27, 2027	December 6, 2027
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1 Dated: December 29, 2025

Respectfully submitted,

2 **GEORGE FELDMAN MCDONALD, PLLC**

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14 Dated: December 29, 2025

Attorneys for Plaintiff and the Proposed Class

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16 By: /s/ Joshua Anderson

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18 Simona Agnolucci

Eduardo E. Santacana

19 Joshua Anderson

Yuhan Alice Chi

20 Naiara Toker

21 Anika Holland

Alexis Dorner

22 *Attorneys for Defendant Google LLC*

ATTESTATION

Pursuant to Civil Local Rule 5-1(i)(3), I attest that all other signatories listed, and on whose behalf this filing is submitted, concur in the filing's content and have authorized the filing.

Dated: December 29, 2025

By: /s/ Michael Liskow

Michael Liskow

Attorneys for Plaintiffs and the Proposed Class

[PROPOSED] ORDER**PURSUANT TO STIPULATION, IT IS HEREBY ORDERED:**

The following deadlines in this action are modified or added as follows:

Event	Current Date	Revised Date
ADR Deadline	December 5, 2025	March 6, 2026
Motion for Class Cert. & Class Expert Reports	January 21, 2026	May 14, 2026
Opp to Class Cert and Class Expert Reports (including any Motions to Exclude Plaintiffs' class experts)	February 23, 2026	July 2, 2026
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Jury Trial (15 days)	September 27, 2027	December 6, 2027

Dated: _____

Honorable P. Casey Pitts
United States District Court Judge